

---

Please Direct All Correspondence to Customer Number **20995**

---

**NOTICE OF APPEAL****FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant : Komorowski, et al.  
App. No : 10/090,038  
Filed : February 27, 2002  
For : CHROMIUM/BIOTIN TREATMENT  
OF DYSLIPIDEMIA AND DIET-  
INDUCED POST PRANDIAL  
HYPERGLYCEMIA  
Examiner : Frank I. Choi  
Art Unit : 1616

**Mail Stop AF**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated May 2, 2008 rejecting Claims 7 and 38-54.

The present application qualifies for Small Entity Status under 37 CFR 1.27.

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Notice of Appeal	41.20(b)(1)	2401 (\$255)		\$255
			<b>TOTAL FEE DUE</b>	<b>\$255</b>

(X) The amount of \$255 will be paid via EFS Web.

Docket No.: NUTRI.023A  
App. No.: 10/090,038

August 1, 2008  
Page 2 of 2

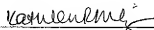
---

Please Direct All Correspondence to Customer Number **20995**

---

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Dated: August 1, 2008

  
\_\_\_\_\_  
Kathleen R. Mekjiah  
Registration No. 61,399  
Attorney of Record  
Customer No. 20,995  
(619) 235-8550

5737207 sma080108